

## Message Text

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ORIGIN NRC-07

INFO OCT-01 EA-12 ISO-00 OES-07 ACDA-12 DOE-15 SOE-02  
/056 R

DRAFTED BY USNRC:JDLAFLEUR  
APPROVED BY OES/NET/IM:D B HOYLE  
EA/ROC: D BROWN  
ACDA/NX: R WILLIAMSON  
EA/K: F MISCH (SUBS)  
-----073063 211726Z /50  
O 211707Z MAR 78  
FM SECSTATE WASHDC  
TO AMEMBASSY TAIPEI IMMEDIATE  
AMEMBASSY SEOUL IMMEDIATE

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PASS TO VISITING NRC COMMISSIONER KENNEDY

E.O. 11652: N/A

TAGS: TECH, TW, KS

SUBJECT: NUCLEAR ITEMS OF INTEREST - CABLE 3

1. R. LEGASSIE OF DOE BRIEFED THE COMMISSIONERS ON 3/17 ON THE DOE WASTE MANAGEMENT TASK FORCE REPORT. THE REPORT RECOMMENDED INCREASED MANAGEMENT ATTENTION TO THE WASTE MANAGEMENT ISSUE. LEGASSIE SUGGESTED NRC MIGHT WISH TO EXAMINE ITS OWN WASTE MANAGEMENT PROGRAM TO DETERMINE IF SCHEDULES WILL BE MET. EARLIER, THE PRESIDENT ESTABLISHED A NEW INTERAGENCY TASK FORCE TO DEVELOP A NATIONAL WASTE MANAGEMENT PLAN. THE TASK FORCE WILL BE CHAIRED BY SCHLESINGER AND WILL INCLUDE HEADS OF MANY OF THE EXECUTIVE BRANCH AGENCIES. NRC WAS NOT INCLUDED. THE DOE REPORT WILL SERVE AS AN INPUT TO THE WORK OF THIS NEW TASK FORCE.  
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2. BROWNS FERRY 3 WAS SHUT DOWN ON 3/16 BECAUSE OF CONNECTOR PROBLEMS.

3. HARVEY PRICE, AIF, CALLED MR. KENNEDY TO INVITE HIM TO PARTICIPATE IN A PANEL DISCUSSION AT THE AIF CONFERENCE IN BRUSSELS, MAY 18. THE SUBJECT WILL BE "EXPLORING

RELATIONSHIPS OF EXPORT POLICY AND NONPROLIFERATION."  
PRICE WOULD LIKE A RESPONSE ASAP.

4. A POST SCRIPT ARTICLE IN MONDAY'S POST REFERS TO DINGELL'S LETTER TO THE PRESIDENT RE THE NEED TO FILL THE FIFTH POSITION ON THE COMMISSION. THE ARTICLE NOTES THAT THREE ARE IN THE RUNNING -- JOHN AHEARNE, KITTY SCHIRMER OF THE DOMESTIC COUNCIL, GOLDIE WATKINS -- BUT THAT AHEARNE IS THE FAVORITE BECAUSE OF DINGELL'S SUPPORT.

5. THE CHAIRMAN IS SCHEDULED TO RETURN TO D.C. ON 3/20.

6. IN ANNOUNCING THE LICENSING BILL, SCHLESINGER SAID THAT THE NEW BILL WILL CUT PLANT CONSTRUCTION TIME FROM 12 YEARS TO 9 YEARS.

7. O'TOOLE OF THE WASHINGTON POST REPORTED, 3/19, THAT NRC DOCUMENTS SHOW EUROPEAN COMMODITY TRADERS ATTEMPTED TO SELL THE U.S. 239 POUNDS OF WEAPONS-GRADE URANIUM. THE OFFER TO A WASHINGTON DEALER--\$2.6 MILLION A KILOGRAM--CAME FROM AN ALBANIAN AND A SWISS BUSINESSMAN. THE OFFER WAS PASSED ON TO WESTINGHOUSE, BUT THE COMPANY TURNED IT DOWN AND IMMEDIATELY REPORTED THE ATTEMPT TO THE FBI AND CIA. WESTINGHOUSE SAID IT WAS NOT GIVEN PROOF THAT THE URANIUM EXISTED AND WAS NOT TOLD ITS SOURCE. THE FBI IS INVESTIGATING THE OFFER. THE NEW YORK TIMES ALSO CARRIED UNCLASSIFIED

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THE STORY, 3/20. OUR OFFICE WAS INFORMED OF THIS EVENT ON 3/16.

8. THE FOLLOWING ARE SECY PAPERS THAT I BELIEVE CAN BE APPROVED.

9. SECY-78-140. REQUESTS THAT PAUL VERKUIL, WHO HAS BEEN SELECTED AS THE PRESIDING OFFICER FOR THE CLEARANCE RULE HEARING PANEL, BE GIVEN ACCESS TO SECRET NSI OTHER THAN RESTRICTED DATA PRIOR TO COMPLETION OF THE REQUIRED SECURITY INVESTIGATION. THE PSQ HAS BEEN FAVORABLY REVIEWED AND APPROPRIATE RECORD CHECKS HAVE BEEN COMPLETED. COMMISSIONER BRADFORD HAS APPROVED.

10. SECY-78-144. NMSS PROPOSES TO CONTRACT WITH NUS TO UPDATE THE AFC REPORT THAT PROVIDED THE BASIS FOR TABLE S-3. ALL PARTS OF THE TABLE WOULD BE RECONSIDERED EXCEPT THOSE DEALING WITH REPROCESSING AND WASTE MANAGEMENT. THE CONTRACT MUST BE APPROVED BY THE COMMISSION BECAUSE ITS COST -- \$472M -- EXCEEDS THE AMOUNT WHICH ADM CAN APPROVE. COMMISSIONER BRADFORD HAS APPROVED.

11. SECY-78-146. PROPOSED LICENSE TO IMPORT LOW ENRICHED URANIUM. APPEARS TO BE A FAIRLY ROUTINE REQUEST TO IMPORT 11,540 KG. OF LEU. MATERIAL DERIVED FROM REPROCESSING OF U.S.-ORIGIN MATERIAL PREVIOUSLY SUPPLIED UNDER A TOLL ENRICHING CONTRACT WITH SWITZERLAND. THE MATERIAL IS TO BE RETURNED FOR USE AS ENRICHED FEED AGAINST FURTHER PRODUCT FOR THE THTR-300 REACTOR IN WEST GERMANY. WE RECOMMEND APPROVAL. BRADFORD HAS CONCURRED. NO OTHER COMMISSIONER ACTION.

12. SECY-78-154 - PROPOSED LICENSE TO EXPORT HIGH-ENRICHED URANIUM TO FRG. LICENSE IS FOR 23.055 KG URANIUM, ENRICHED TO 93.3 U-235. EXPORT WOULD BE SUBJECT TO EURATOM SAFE-GUARDS, NPT, US-EURATOM AGREEMENT, AND CONSISTENT WITH UNCLASSIFIED

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NNPA OF 1978. PRESIDENT APPROVED THIS EXPORT. MATERIAL WILL BE USED, AFTER FUEL FABRICATION BY NUKEM IN HANAU, IN RESEARCH REACTORS FRG-1 (5 MWT) AND FRG-2 (15 MWT). RECOMMEND APPROVAL. NO OTHER COMMISSIONER HAS ACTED.

13. SECY-78-155 - PROPOSED LICENSE TO IMPORT HEU FROM WEST GERMANY. SUBJECT LICENSE IS FOR 187 KG OF URANIUM, ENRICHED TO 93.3 U-235 IN FORM OF FUEL ELEMENTS, COMPLETED FUEL ASSEMBLIES, AND CONTROL ROD FOLLOWERS. MATERIAL IS FOR USE IN GETR, PLEASANTON, CALIFORNIA. STAFF NOTES THAT GETR WAS INDEFINITELY SHUT DOWN BY COMMISSION ORDER ON OCTOBER 27 BECAUSE OF POSSIBLE SEISMIC PROBLEMS. STAFF SEES NO REASON TO DELAY RETURN OF THIS U.S.-ORIGIN FUEL TO THE U.S. HOWEVER, APPROVAL COULD APPEAR TO BE PREJUDGING THE QUESTION OF WHETHER TO REOPEN GETR. RECOMMEND NO ACTION ON THIS LICENSE UNTIL FURTHER BRIEFING ON THE FUTURE OF GETR. NO OTHER COMMISSIONER HAS ACTED.

14. SECY-78-157 - PROPOSED LICENSE TO IMPORT LEU FROM WEST GERMANY. LICENSE IS FOR IMPORT OF 2,882 KG OF URANIUM, ENRICHED TO 2 , AS UF6. MATERIAL IS FROM REPROCESSING OF FUEL ELEMENTS PREVIOUSLY SUPPLIED TO U.K. AND CONVERTED TO UF6 IN WEST GERMANY. MATERIAL IS TO GO TO DOE FACILITY AT OAK RIDGE FOR USE AS FEED FOR TOLL ENRICHING CONTRACT FOR PRODUCT TO BE USED IN REACTOR IN GRENOBLE, FRANCE, AND AGAINST CONTRACT FOR USE IN JOYO REACTOR IN JAPAN. STAFF FINDS NOT INIMICAL AND NOT UNREASONABLE RISK TO HEALTH AND SAFETY OR ENVIRONMENT. RECOMMEND APPROVAL. NO OTHER COMMISSIONER HAS ACTED.

15. TARAPUR - NO ACTION TAKEN AT THE 3/16/78 MEETING. THERE WAS SOME DISCUSSION OF THE POSSIBILITY OF ISSUING THE LICENSE WITHOUT WAITING FOR A DECISION ON A HEARING. UNCLASSIFIED

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OGC NOTED THAT IN THE PAST, THE COMMISSION HAS ALWAYS ISSUED AN OPINION STATING ITS REASONS FOR ISSUING AN EXPORT LICENSE FOR TARAPUR. BECAUSE OF THE ONGOING LITIGATION THAT SURROUNDS TARAPUR AND THE POSSIBILITY THAT NRDC MIGHT SEEK AN INJUNCTION OF THE EXPORT ASSOCIATED WITH XSNM-1060, OGC WOULD PREFER TO HAVE A COMMISSION OPINION IF THIS LICENSE IS APPROVED. OGC WILL STUDY THE MATTER OF WHETHER SUCH AN OPINION WOULD REQUIRE AN ACTUAL VOICE VOTE IN A MEETING OF THE COMMISSION OR WHETHER IT COULD BE APPROVED BY NOTATION VOTING. GUHIN SUGGESTED THE POSSIBILITY THAT THE NOTICE ISSUING THE LICENSE COULD CONTAIN A STATEMENT THAT THE COMMISSION WOULD ISSUE AN OPINION ON THE MATTER SHORTLY THEREAFTER. NEITHER GILINSKY NOR BRADFORD HAS YET INDICATED WHETHER HE WOULD APPROVE THE LICENSE. VANCE

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## Message Attributes

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**Review Markings:**  
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